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COMMISSION OF THE EUROPEAN COMMUNITIES

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Brussels, 10th July 1979

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PROPOSAL FOR A COUNCIL REGULATION
AMENDING, FOR THE SECOND TIME, REGULATION (EEC) No 516/77
ON THE COMMON ORGANIZATION OF THE MARKET
IN PRODUCTS PROCESSED FROM FRUIT AND VEGETABLES

PROPOSAL FOR A COUNCIL REGULATION
RESTRICTING THE GRANT OF PRODUCTION AID FOR
WILLIAMS PEARS PRESERVED IN SYRUP

(submitted to the Council by the Commission)

COM(79) 385 final



EXPLANATORY NOTE

Regulation (EEC) No 516/77 introduced a system of production aids for certain processed fruit and vegetables. These aids are based on the difference between production prices in the Community and in third countries. The Council has found it necessary to add to the current list certain products derived from tomatoes, William pears preserved in syrup and cherries in syrup, in order to make them competitive with the same products from third countries.

The addition of these products is the purpose of the present regulation.

Proposal for a
COUNCIL REGULATION (EEC)

amending, for the second time Regulation (EEC) No 516/77 on the common organization of the market in products processed from fruit and vegetables

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 516/77 of 14 March 1977 on the common organization of the market in products processed from fruit and vegetables⁽¹⁾, as amended by Regulation (EEC) No 1152/78⁽²⁾, and in particular the third subparagraph of Article 3 a (1) and the first subparagraph of Article 10 (3) thereof,

Having regard to the proposal from the Commission,

Whereas Article 3 a of Regulation (EEC) No 516/77 introduced a system of production aid for certain products processed from fruit and vegetables listed in Annex Ia of that Regulation; whereas the object of the said aid, which is based on the difference between production prices in the Community and those in non-member countries, is to enable Community products to be sold at prices which compete with those charged by the major non-member producing countries;

Whereas the situation encountered in respect of the products listed in Annex Ia is also encountered in respect of certain other products which have particular importance in the Community's Mediterranean regions; whereas the system of production aid referred to above should therefore be extended to the said products by including them in Annex Ia to Regulation (EEC) No 516/77;

(1) OJ No L 73, 21. 3.1977, p. 1

(2) OJ No L 144, 31. 5.1978, p. 1

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HAS ADOPTED THIS REGULATION :

Article 1

Annex Ia to Regulation (EEC) No 516/77 is hereby amended to read as follows :

"ANNEX Ia

<u>CCT heading No.</u>	<u>Description</u>
ex 07.02 B	Peeled frozen tomatoes
ex 07.04 B	Tomato flakes
ex 08.12 C	Prunes derived from dried plums ("prunes d'Ente")
ex 20.02 C	Tomato concentrates
ex 20.02 C	Peeled tomatoes
ex 20.02 C	Tomato juice
ex 20.06 B	Peaches in syrup
ex 20.06 B	William pears preserved in syrup
ex 20.06 B	Cherries in syrup
ex 20.07	Tomato juice"

Article 2

This Regulation shall enter into force on the third day following that of its publication in the Official Journal of the European Communities.

It shall apply :

- for products with a tomato base, prunes derived from dried plums (prunes d'Ente), peaches in syrup and William pears preserved in syrup, with effect from the beginning of the 1979/80 marketing year;
- for cherries in syrup, with effect from the beginning of the 1980/81 marketing year;

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

For the Council
The President.

EXPLANATORY MEMORANDUM

When granting aid for production of Williams pears preserved in syrup, the Council restricted this aid to a certain percentage of the quantities produced earlier.

The object of this Regulation is to fix that percentage.

COUNCIL REGULATION (EEC)

Limiting the granting of production aid for Williams pears preserved in syrup

The Council of the European Communities,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC)

Nº 516/77 of 14 March 1977 on the common organization of the market in products processed from fruit and vegetables (1), as last amended by Regulation (EEC) Nº (2), and in particular Article 3a(5) thereof,

Having regard to the proposal from the Commission,

Whereas Article 3a of Council Regulation (EEC) Nº 516/77 established a system of production aid for certain products processed from fruit and vegetables; whereas in cases where the Community's production potential is likely to bring about a substantial imbalance between production and market outlets, the said Article provides the possibility of limiting the aid to a specified quantity, taking account of average production for the three years preceding the marketing year for which the aid is fixed;

Whereas this risk of imbalance is present for Williams pears preserved in syrup, as listed in Annex Ia to Regulation (EEC) No 516/77; whereas the aid should accordingly be limited in respect of this product to a specified quantity in accordance with the criteria laid down above; whereas it is appropriate to fix this quantity at 105 % of 1978 production, which corresponds to 85 % of the average referred to above and to 105 % of the average of 1977 and 1978 production;

.../...

(1) OJ Nº L 73, 21.3.1977, p. 1

(2) OJ Nº L , , p.

HAS ADOPTED THIS REGULATION

Article 1

The granting of production aid for Williams pears preserved in syrup, falling within subheading ex 20.06 B of the Common Customs Tariff, shall be limited for each processing undertaking to :

- a) 85 % of the average quantities produced by the undertaking during the 1976/77, 1977/78 and 1978/79 marketing years;
- b) 105 % of the average quantities produced during the 1977/78 and 1978/79 marketing years if the undertaking commenced operations during the 1977/78 marketing year;
- c) 105 % of the quantity produced during the 1978/79 marketing year if the undertaking commenced operations during that year.

Article 2

This Regulation shall enter into force on the day following that of its publication in the Official Journal of European Communities.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

For the Council
The President

FINANCIAL STATEMENT

Date : 29.6.79

1. BUDGET HEADING : 6822

APPROBIATIONS : 160,1 mio · UCE

2. TITLE : Regulation amending Regulation (EEC) n° 516/77 on the common organisation of the market in the sector of products processed from fruit and vegetables

3. LEGAL BASIS : EEC Treaty.

4. AIMS OF PROJECT: For certain sensitive products, and to avoid the competition from third country imports of which the offer price is lower than the community production price, the Council deemed it necessary to add these products to the list of those benefitting from a processing aid.

5. FINANCIAL IMPLICATIONS	PERIOD OF 12 MONTHS	CURRENT FINANCIAL YEAR (79)	FOLLOWING FINANCIAL YEAR (80)
5.0 EXPENDITURE			
- CHARGED TO THE EC BUDGET (REFUNDS/INTERVENTIONS)	34,8 MUCE	7,7 MUCE	29,6 MUCE (1)
- NATIONAL ADMINISTRATION			
- OTHER			
5.1 RECEIPTS			
- OWN RESOURCES OF THE EC (LEVIES/CUSTOMS DUTIES)			
- NATIONAL			

	1981	1982	1983	
5.0.1 ESTIMATED EXPENDITURE	34,8 MUCE	34,8 MUCE	34,8 MUCE	
5.1.1 ESTIMATED RECEIPTS				

5.2 METHOD OF CALCULATION			MUC = MUGE	
1. Frozen tomatoes	12.500 T	107,2	UC/t = 1,34	1,62
2. Tomato flakes	500 T	1.000,0	UC/t = 0,55	0,66
3. Tomato juice(Pos.TDC ex20.02G)	42.000 T	113,4	UC/t = 4,76	5,75
4. Williams pears in syrup	58.500 T	158,-	UC/t = 9,24	11,17
5. Cherries in syrup (1)	71.000 T	181,4	UC/t = 12,88	15,57
			<hr/>	
			28,77	34,78

6.0 CAN THE PROJECT BE FINANCED FROM APPROBIATIONS ENTERED IN THE RELEVANT CHAPTER OF THE CURRENT BUDGET ?

XEGXBOX

6.1 CAN THE PROJECT BE FINANCED BY TRANSFER BETWEEN CHAPTERS OF THE CURRENT BUDGET ?

YES/NO

6.2 IS A SUPPLEMENTARY BUDGET BE NECESSARY ?

~~SECRET~~

ALL LARGE BUDGET APPROPRIATIONS BE NECESSARY?

YES/KCXX

OBSERVATIONS :

1. The aid for cherries in syrup will not be applicable until the beginning of the 1980/81 marketing year. The financial implications for 1980 are thus limited to 2/3 of the expenditure in a full year.
2. This proposal forms part of the prices and connected measures proposals. Its financing is therefore covered by the decision taken by the Council on 21.6.1979.